IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

WP(C).No. 16226 of 2007(F)

PETITIONER:

V.S.ARJUN, (MINOR) AGED 13 YEARS,
S/O.LATE P.K.SAJITHA (TEACHER, ST.RAPHAELS'
HIGH SCHOOL), RESIDING AT AMBIKA BHAVAN,
P.O.KANJIPPADAM, ALAPPUZHA-5), (REPRESENTED BY
HIS GRAND FATHER G.KUNJU PILLAI).

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED
BY THE SECRETARY TO GOVERNMENT,
GENERAL EDUCATION DEPARTMENT, SECRETARIAT,
TRIVANDRUM.

2. THE DIRECTOR OF PUBLIC INSTRUCTION,
JAGATHY, TRIVANDRUM-14.

3. THE DEPUTY DIRECTOR OF EDUCATION,
ALAPPUZHA DISTRICT.

4. THE HEADMASTER, ST.RAPHAELS'
HIGH SCHOOL, EZHUPUNNA, CHERTHALA,
ALAPPUZHA DISTRICT.

BY GOVT.PLEAQDER SRI.A.J.VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. Basheer, J.

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W.P(C) No.16226 of 2007 -F

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Dated this the 29th day of May, 2007.

J U D G M E N T

Petitioner who is a minor is represented by his grandfather in this writ petition. It appears that petitioner's mother passed away while she was working as a teacher in an aided school. Petitioner contends that he is entitled to get family pension; but his request in this regard has been pending consideration before the Government for long. Learned counsel submits that petitioner will be satisfied if an appropriate direction is issued to respondent No.1 to consider and pass orders on Ext.P2 which is stated to be the last representation submitted by the petitioner in this regard. Ext.P4 communication from the Government reveals that the Government is awaiting certain details from the Director.

2. In the above facts and circumstances the writ petition is disposed of with a direction to respondent No.1 to consider and pass orders on Ext.P2 submitted by the petitioner requesting for grant of family pension as expeditiously as possible, at any rate within 3 months from the date of receipt of a copy of this judgment. It will be open to the Government to consider the merit of the claim made by the petitioner; and his authorised representative shall be afforded sufficient opportunity to be heard before any decision is taken.

Petitioner shall produce a certified copy of the judgment along with a copy of the writ petition before respondent No.1 for compliance.

A.K. Basheer
Judge.

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